

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

TEXAS HEALTH AND HUMAN SERVICES COMMISSION	§
	§
	§
Plaintiff,	§
	§
	§
v.	§
	§ Civil Action No. <u>3:15-cv-3851</u>
UNITED STATES OF AMERICA,	§
UNITED STATES DEPARTMENT	§
OF STATE, JOHN KERRY in his	§
Official Capacity as SECRETARY OF	§
STATE, UNITED STATES	§
DEPARTMENT OF HEALTH &	§
HUMAN SERVICES,	§
SYLVIA BURWELL, in her Official	§
Capacity as SECRETARY OF	§
HEALTH AND HUMAN SERVICES,	§
OFFICE OF REFUGEE	§
RESETTLEMENT, ROBERT CAREY,	§
in his Official Capacity as Director	§
of the OFFICE OF REFUGEE	§
RESETTLEMENT, and	§
INTERNATIONAL RESCUE	§
COMMITTEE, INC.	§

**PLAINTIFF'S NOTICE OF WITHDRAWAL OF
MOTION FOR TEMPORARY RESTRAINING ORDER**

TO THE HONORABLE JUDGE OF SAID COURT:

The Texas Health and Human Services Commission ("Commission" or "HHSC") files this notice withdrawing its Application for a Temporary Restraining Order. Plaintiff respectfully requests that the Court set the parties for a preliminary injunction hearing on or before December 9, 2015.

Dated: December 4, 2015.

Respectfully submitted,

KEN PAXTON
Attorney General of Texas

CHARLES E. ROY
First Assistant Attorney General

BRANTLEY STARR
Deputy Attorney General for Legal
Counsel

/s/ Austin R. Nimocks
AUSTIN R. NIMOCKS
Associate Deputy Attorney General for
Special Litigation
Texas Bar No. 24002695

ANGELA V. COLMENERO
Division Chief – General Litigation

ADAM N. BITTER
Assistant Attorney General

General Litigation Division
P.O. Box 12548, Capitol Station
Austin, Texas 78711-2548

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I certify that a copy of this pleading was served on all counsel of record listed below via e-mail and/or through this Court's CM/ECF system:

Stuart J. Robinson

Michelle R. Bennett

Trial Attorneys

United States Department of Justice

Civil Div., Federal Programs Branch

20 Massachusetts Avenue, N.W.

Washington, D.C. 20530

stuart.j.robinson@usdoj.gov

Attorneys for the Federal Defendants

Rebecca L. Robertson

Adriana Piñon

Satinder Singh

American Civil Liberties Union

Foundation of Texas

1500 McGowan, Suite 250

Houston, TX 77004

rrobertson@aclutx.org

apiñon@aclutx.org

ssingh@aclutx.org

Cecilia D. Wang

American Civil Liberties Union Foundation

Immigrants' Rights Project

39 Drumm Street

San Francisco, CA 94111

cwang@aclu.org

Omar C. Jadwat

Judy Rabinovitz

Michael K.T. Tan

American Civil Liberties Union Foundation

125 Broad Street

New York, New York 10004

ojadwat@aclu.org

jrabinovitz@aclu.org

mtan@aclu.org

Kristi L. Graunke
Michelle Lapointe
Southern Poverty Law Center
1989 College Avenue NE
Atlanta, GA 30317
kristi.graunke@splcenter.org
michelle.lapointe@splcenter.org

Karen C. Tumlin
National Immigration Law Center
3425 Wilshire Blvd., Ste. 2850
Los Angeles, CA 90010
tumlin@nilc.org

Attorneys for Defendant International Rescue Committee, Inc.

/s/ Austin R. Nimocks
AUSTIN R. NIMOCKS